

1
2 UNITED STATES DISTRICT COURT
3 NORTHERN DISTRICT OF CALIFORNIA
4

5 MAGISTRATE JUDGE PATRICIA TRUMBULL
6 SETTLEMENT CONFERENCE PROCEDURES

7 TO PLAINTIFF(S):

8 The Magistrate Judge requires that plaintiff serve copies of
9 these procedures on all parties and file a certificate of service
10 with the Court. If, for any reason your case should settle
11 before the scheduled conference please notify the Magistrate
12 Judge's staff immediately.

13 TO ALL PARTIES AND COUNSEL OF RECORD:

14 Unless otherwise permitted in advance by the Court, counsel
15 shall appear at the Settlement Conference with the parties or
16 with the person or persons having full authority to settle the
17 case. Only in rare exceptional situations will the persons with
18 full authority to settle be allowed to be on telephone standby
19 and then only with the permission of the Court.

20 At least five (5) court days before the Settlement
21 Conference the parties shall lodge a Settlement Conference
22 Statement. Please deliver your copies to the clerk's office
23 (Room 2112) where it will be received and put in the Magistrate
24 Judge's mail box.

25 The Settlement Conference Statement should not be filed but
26 lodged with the Clerk of the court who will in turn deliver it to
Chambers.

1 Copies of the Settlement Conference Statements shall not be
2 served upon the other parties or counsel and the Court or its
3 personnel shall not permit other parties or counsel to have
4 access to these statements.

5 The Settlement Conference Statement shall include the
6 following:

7 1. A brief statement of the facts of the case.

8 2. A brief statement of the claims and defenses including
9 statutory or other grounds upon which the claims and defenses are
10 founded; a forthright evaluation of the parties' likelihood of
11 prevailing on the claims and defenses; and a description of the
12 major issues in dispute.

13 3. A summary of the proceedings to date including rulings
14 on motions and motions outstanding.

15 4. An estimate of the cost and time to be expended for
16 further discovery, pretrial and trial.

17 5. A brief statement of the facts and issues upon which
18 the parties agree.


19 6. Whether there are any discrete issues which, if
20 resolved would aid in the disposition of the case

21 7. The relief sought

22 8. The party's position on settlement, including present
23 demands and offers and history of past settlement discussion,
24 offers and demands

25 Dated: 2-6-97

26 By:


PATRICIA V. TRUMBULL
U.S. Magistrate Judge